

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,  
Plaintiff,

vs.

Case NO. 18-CV-00561 KK-LF

\$68,790.00 in U.S. currency,  
Defendant.

HEATHER STEWART,

Claimant.

**VERIFIED CLAIM AND STATEMENT OF  
INTEREST OF HEATHER STEWART**

COMES NOW Heather Stewart by and through her attorney of record, Erlinda O. Johnson, Esq., and hereby respectfully submits this verified claim and statement of interest in and to the above referenced property that is subject of this proceeding pursuant to 21 U.S.C. § 881(a)(6); 18 U.S.C. § 981(a)(1)(C)

**Brief Procedural Background**

1. The government filed its First Verified Complaint for Forfeiture *in rem* on June 18, 2018, against the following property in which the government asserts that Heather Stewart holds an interest.

United States Currency in the Amount of:  
a. \$68,790.00

2. On or about July 19, 2018, claimant Heather Stewart was served, via certified mail, with a copy of the First Verified Complaint for Forfeiture *in rem* and the notice of complaint for forfeiture against the above described property.

3. On this day, July 31, 2018, counsel for Heather Stewart, entered her appearance. Ms. Stewart asserts her interest in said property,

**Claim of Interest**

United States Currency:

a. \$68,790.00 in U.S. currency

4. The above described property is property lawfully owned by claimant Heather Stewart and as such Ms. Stewart hereby asserts an ownership interest in said property that is the subject of this action for civil forfeiture. Further claimant demands the release of said property and the right to defend her interest in said property in this action.

Respectfully Submitted,

Electronically filed 7/31/18  
Erlinda O. Johnson  
Attorney for Heather Stewart  
620 Roma Ave. N.W.  
Albuquerque, NM 87102  
(505) 792-4048

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing was provided to Stephen Kotz, Assistant United States Attorney, via CM/ECF, on this 31st day of July, 2018.

Electronically filed 7/31/18

Erlinda O. Johnson  
Attorney for Heather Stewart

**VERIFICATION**

State of California     )  
                                      ) ss:  
County of Los Angeles )

Heather Stewart, being first duly sworn, deposes and states that he has read the foregoing Verified Claim, and that the statements contained are true and correct to the best of her knowledge, information and belief.

  
Heather Stewart

The foregoing was acknowledged before me this 31st day of July, 2018, by Heather Stewart.

California Complaint Notary  
~~Acknowledgment Sheet Attached~~

\_\_\_\_\_  
Notary Public

My commission expires:

JUNE 17, 2019

## CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Los Angeleson July 30, 2018

Date

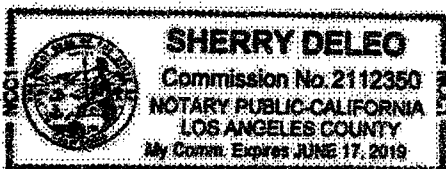
before me, Sherry DeLeo, Notary Public

Here Insert Name and Title of the Officer

personally appeared Heather Stewart

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

Sherry DeLeo

Signature of Notary Public

Place Notary Seal and/or Stamp Above

## OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document: New Mexico District CourtTitle or Type of Document: Verified Claim and Statement of InterestDocument Date: Not datedof HeatherNumber of Pages: ThreeSigner(s) Other Than Named Above: No other signerStewart

Capacity(ies) Claimed by Signer(s)

Signer's Name: Heather Stewart☐ Corporate Officer - Title(s):☒ Partner - ☐ Limited ☐ General☒ Individual ☐ Attorney in Fact☐ Trustee ☐ Guardian of Conservator☐ Other:

Signer is Representing:

Signer's Name:

☐ Corporate Officer - Title(s):☐ Partner - ☐ Limited ☐ General☐ Individual ☐ Attorney in Fact☐ Trustee ☐ Guardian of Conservator☐ Other:

Signer is Representing: